

# CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 12/15/2011

Action Requested By:  
Community  
Development

Agenda Item Type  
Resolution

Subject Matter:

Modification No. 1 to Resolution No. 11-166

Exact Wording for the Agenda:

Resolution authorizing the Mayor to modify contract with Sally K. Davis, as adopted by Resolution No. 11-166, dated March 10, 2011, to supplement software maintenance and development tasks.

**Note: If amendment, please state title and number of the original**

Item to be considered for: Action

Unanimous Consent Required: Select...

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

This agreement authorizes the City to enter into a modification to the original agreement with Sally K. Davis for Community Development computer consulting services. The original agreement was insufficient to ensure continued development due to increased maintenance tasks involving the departments Code Enforcement Management System. There are NO City funds involved in this project.

Associated Cost: \$9,600.00

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 12/2/2011

# ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Community Development

Council Meeting Date: 12/15/2011

Department Contact: Ken Benion

Phone #

Contract or Agreement: Contract

Document Name: Modification No. 1 to Resolution No. 11-166

City Obligation Amount: \$9,600.00

Total Project Budget: \$9,600.00

Uncommitted Account Balance: 0


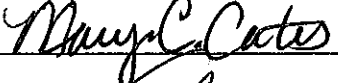
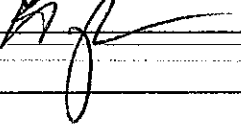
Account Number:

## Procurement Agreements

Select...	Select...
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## Grant-Funded Agreements

Select...	Grant Name: <u>Community Development Block Grant (CDBG)</u>
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Department	Signature	Date
1) Originating		<u>12/2/11</u>
2) Legal		<u>12/7/11</u>
3) Finance		<u>12/9</u>
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

RESOLUTION NO. 11-\_\_\_\_

**WHEREAS** the City of Huntsville, Alabama received grants under the Community Development Block Grant (CDBG) program from which it has received payback funds from the subrecipients of the grants.

**BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, that the Mayor is hereby authorized, requested and directed to enter into Modification No. 1 to the Agreement Between the City of Huntsville and Sally K. Davis dated March 10, 2011 as adopted by Resolution No. 11-166, said contract being substantially similar in words and figures to that document identified as "Modification No. 1 to the Agreement Between the City of Huntsville and Sally K. Davis dated March 10, 2011 as adopted by the City Council of the City of Huntsville by Resolution No. 11-166", consisting of (two) 2 pages with the signature of the Council President or President Pro tem, and the date 15<sup>th</sup> day of December, 2011 appearing on the margin of the first page, a copy of said document being permanently kept on file in the Office of the City Clerk of the City of Huntsville.

**ADOPTED** this the 15<sup>th</sup> day of December, 2011.

\_\_\_\_\_  
President of the City Council of the  
City of Huntsville, Alabama

**APPROVED** this the 15<sup>th</sup> day of December, 2011.

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

Modification No. 1 to the Agreement  
Between the City of Huntsville and  
Sally K. Davis dated March 10, 2011  
as adopted by the City Council of the  
City of Huntsville by Resolution No. 11-166

MODIFICATION NO. 1

THIS MODIFICATION TO AN AGREEMENT is entered into on this the \_\_\_\_ day of December, 2011 by and between the City of Huntsville, Alabama (City) and Sally K. Davis.

WITNESSETH

WHEREAS, the parties previously entered into an Agreement for Sally K. Davis to provide services to the City as a computer consultant; and

WHEREAS, the said Agreement provided that Sally K. Davis would provide Consultant services to the City during the term of the Agreement; and

WHEREAS, the Agreement provided that the Consultant services would not exceed a specified number of hours; and

WHEREAS, the City has determined that the amount of services specified in the said Agreement is not sufficient for the City's needs and desires to contract with Sally K. Davis for additional hours of service; and

WHEREAS, Sally K. Davis is willing to provide said additional services;

NOW THEREFORE, in consideration of the mutual covenants set forth herein, the City and Sally K. Davis agree to the following modification of the Agreement:

1. Section 2 of the Agreement is deleted in its entirety and replaced with the following:
2. **Payment of Service.** The City agrees to pay the Consultant the following rates:  
\$70.00 per hour for Consultant services for software maintenance services (total amount not to exceed \$16,800.00)  
\$90.00 per hour for Consultant services for software development services (total amount not to exceed \$9,000.00)

\_\_\_\_\_  
President of the City Council of the  
City of Huntsville, Alabama  
Date: \_\_\_\_\_

\$30.00 per hour for Consultant services for documentation and testing tasks (total amount not to exceed \$1,500.00)

\$80.00 per hour for Consultant services for maintenance and development tasks for the period from December, 2011 through March, 2011 only (total amount not to exceed \$9,600.00)

2. All other terms and conditions of the original Agreement remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties have executed this modification to this Agreement on the day and year first above written.

Attest: \_\_\_\_\_

\_\_\_\_\_  
Sally K. Davis

City of Huntsville, Alabama  
A municipal corporation in the State of  
Alabama

Attest: \_\_\_\_\_

Charles E. Hagood  
Clerk-Treasurer

By: \_\_\_\_\_

Tommy Battle  
Mayor